C.J.'s Court

Writ Petition No. 291 of 2001
(Old No. 10686 of 2000)

Surat Singh Rawat …….. Petitioner

Vs.

Divisional Forest Officer,
Upper Yamuna Forest Division,
and Others ……. Respondents

……..

Hon. A.A. Desai, C.J.
Hon. M.C. Jain, J.

The petitioner was holding charge of substantive post of Deputy Range Officer. By way of stop-gap arrangement, he was entrusted the charge of Forest Range Officer. He is holding this charge for quite some time. Now the department has directed some Range Officer to take charge.

The grievance of the petitioner is that until regularly appointed Range Officer is posted, the charge can not be handed over according to certain Government orders. As such, he is entitled to hold charge of Forest Range Officer. The grievance is legally or otherwise, untenable. The charge held by the petitioner is only fortuitous. No legal right is vested in view to continue the charge.

The petition is dismissed accordingly.

(A.A. Desai, C.J.) **(M.C. Jain, J.)**

Dt. 23.8.2001
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